

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:	)	Examiner: Ali, Farhad
	)	
Zatloukal et al.	)	Art Unit: 2146
	)	
Application No.: 10/531,162	)	Confirmation No. 3236
	)	
Filed: April 12, 2005	)	
	)	
For: MOBILE DIGITAL	)	
COMMUNICATION/COMPUTING	)	
DEVICE HAVING A CONTEXT	)	
SENSITIVE AUDIO SYSTEM	)	
_____	)	

U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ASSERTION OF SMALL ENTITY STATUS**

Dear Sir:

Assignee, Varia LLC, is entitled to assert small entity status for the above-referenced patent application pursuant to 37 CFR 1.27 and requests that you amend your records in accordance with this assertion.

Respectfully submitted,  
SCHWABE, WILLIAMSON & WYATT, P.C.

Dated: October 8, 2008

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